



Thursday, November 3, 2022

The City Council will convene at 10:00 AM on Thursday, November 3, 2022 at Austin City Hall, 301 W. Second Street, Austin, TX and some members of City Council may be participating by videoconference
<http://www.austintexas.gov/page/watch-atxn-live>



Mayor Steve Adler

Mayor Pro Tem Alison Alter, District 10

Council Member Natasha Harper-Madison, District 1

Council Member Vanessa Fuentes, District 2

Council Member Sabino "Pio" Renteria, District 3

Council Member José "Chito" Vela, District 4

Council Member Ann Kitchen, District 5

Council Member Mackenzie Kelly, District 6

Council Member Leslie Pool, District 7

Council Member Paige Ellis, District 8

Council Member Kathie Tovo, District 9

**Public comment will be allowed in-person or remotely by telephone. Speakers may only register to speak on an item once either in-person or remotely. For full instructions on participation in person or by telephone, please visit the Council Meeting Information Center:
http://austintexas.gov/department/city-council/council/council_meeting_info_center.htm**

The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

10:00 AM – City Council Convenes

Consent Agenda

Economic Development Department

1. Authorize negotiation and execution of an amendment to the Exclusive Negotiating Agreement with Catellus Development Corporation d/b/a CDC Colony Park Holdings, L.P to increase reimbursement expenditures related to Phase 2 predevelopment services in an amount not to exceed \$2,600,000, for a total reimbursement amount not to exceed \$3,300,000.
Strategic Outcome(s): Economic Opportunity and Affordability.
District(s): District 1
2. Approve a resolution nominating Samsung Austin Semiconductor, LLC for designation by the Governor’s Office of Economic Development and Tourism as a single Texas Enterprise Project in accordance with Texas Government Code Chapter 2303.
Strategic Outcome(s): Economic Opportunity and Affordability.

Financial Services

3. Approve an ordinance restating and amending the Deferred Compensation Plan for City employees, providing for the creation of a tax-qualified defined contribution retirement plan, and repealing Ordinance Nos. 860814-J and 950323-D.
Strategic Outcome(s): Government that Works for All.
4. Approve an ordinance creating Tax Increment Reinvestment Zone No. 20 for the Colony Park Sustainable Community to be located on City-owned land bordered on the south by a portion of Loyola Lane between Johnny Morris Road and Decker Lane, establishing a Board of Directors for the zone, and related matters.
Strategic Outcome(s): Government that Works for All, Economic Opportunity and Affordability, Mobility, Health and Environment.

Financial Services- Contracts

5. Authorize negotiation and execution of a professional services agreement with Toole Design Group, LLC, (staff recommendation) for Request for Qualifications Solicitation No. CLMP341, to provide engineering services for the Austin Transportation Department Street Design Staff Augmentation

contract in an amount not to exceed \$22,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). No goals were established for this solicitation].

Strategic Outcome(s): Safety, Economic Opportunity and Affordability, Health and Environment, Mobility.

6. Authorize negotiation and execution of a contract with Alfa Laval Inc. to provide belt press parts for a term of five years in an amount not to exceed \$525,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

Strategic Outcome(s): Government that Works for All.

7. Authorize an amendment to a contract with Motorola Solutions Inc. to provide support hosting services and related adjuncts and interfaces for the existing Customer Service Request System utilized by Austin 3-1-1 Citywide Information Center, to increase the amount by \$2,500,000 and to extend the term by up to five years, for a revised total contract amount not to exceed \$5,000,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

Strategic Outcome(s): Government that Works for All.

8. Authorize negotiation and execution of a contract with Texas AirSystems, LLC for modular heat exchanger skids, for a term of five years in an amount not to exceed \$25,000,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established. However, the recommended contractor identified subcontracting opportunities].

Strategic Outcome(s): Government that Works for All.

9. Authorize negotiation and execution of a contract with Thielsch Engineering Inc. for power production maintenance, for a term of five years in an amount not to exceed \$20,000,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program), and subcontractor goals were applied to the solicitation. Thielsch Engineering Inc. exceeded the subcontracting goals, and the resulting contract will include 45% MBE/WBE combined participation].

Strategic Outcome(s): Government that Works for All.

10. Authorize award of a contract with David-Tehoungue Ltd Co to provide window replacement and repair, for a term of five years in an amount not to exceed \$8,000,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established. However, the recommended contractor identified subcontracting opportunities].

Strategic Outcome(s): Government that Works for All.

11. Authorize negotiation and execution of a multi-term contract with RecTrac, LLC d/b/a Vermont Systems to provide software licenses, maintenance, and support services for the recreation management software system, for up to five years for a total contract amount not to exceed \$655,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

Strategic Outcome(s): Government that Works for All.

12. Authorize negotiation and execution of a multi-term cooperative contract with Buyers Barricades San Antonio LLC to provide traffic cones, for up to 43 months for a total contract amount not to exceed \$822,292.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

Strategic Outcome(s): Mobility, Health and Environment, Safety.

13. Authorize award of a contract with Leif Johnson Ford d/b/a Leif Johnson Ford II LTD or Truck City / Riata Ford to provide original equipment manufacturer parts and repair services for Ford medium and heavy-duty vehicles, for a term of five years in an amount not to exceed \$4,859,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

Strategic Outcome(s): Mobility.

Housing and Planning

14. Authorize negotiation and execution of an amendment to extend the Agreement Concerning Implementation of the East 11th and 12th Streets Urban Renewal Plan with the Urban Renewal Agency.

Strategic Outcome(s): Economic Opportunity and Affordability.

Public Health

15. Approve an ordinance amending the Fiscal Year 2022-2023 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept and appropriate \$260,000 in additional grant funds from the National Association of County and City

Health Officials with support from the Centers for Disease Control and Prevention's National Center for Injury Control and Prevention for the Implementing Overdose Prevention Strategies at the Local Level Grant.

Strategic Outcome(s): Health and Environment.

16. Authorize negotiation and execution of a contract with Texas Harm Reduction Alliance for harm reduction activities to prevent overdose for the project period of November 1, 2022 through January 31, 2024 in an amount not to exceed \$170,000.

Strategic Outcome(s): Health and Environment.

Transportation

17. Approve a resolution authorizing the submission of a planning proposal to the U.S. Department of Transportation's Strengthening Mobility and Revolutionizing Transportation Grants Program, Stage 1, established to provide grants to eligible public sector agencies focused on advancing smart community technologies.

Strategic Outcome(s): Mobility, Safety.

Item(s) from Council

18. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.

19. Approve a resolution relating to the need for interlocal collaboration to address potential impacts of Hays County's Transportation Plan on the City of Austin's Water Quality Protection Lands.

Sponsors: Council Member Ann Kitchen, Mayor Pro Tem Alison Alter, Council Member Paige Ellis, and Council Member Leslie Pool

20. Approve a resolution authorizing the negotiation and execution of a Multiple Use Agreement with the Texas Department of Transportation (TxDOT) for the implementation of pedestrian and bicycle infrastructure and other associated improvements within TxDOT right-of-way to support and facilitate safer multi-modal access for the South Lamar corridor project and Westgate CapMetro transit station.

Sponsors: Council Member Ann Kitchen, Council Member Vanessa Fuentes, Council Member Kathie Tovo, Council Member Paige Ellis, and Council Member Mackenzie Kelly

Item(s) to Set Public Hearing(s)

21. Set a public hearing to consider an ordinance amending City Code Title 25 and Chapter 9-2 to allow construction of certain transit system projects and related transportation infrastructure. (Suggested date: December 1, 2022, Austin City Hall, 301 West Second Street, Austin, TX).

Strategic Outcome(s): Mobility.

22. Set a public hearing to consider an ordinance adopting the Palm District Plan as an element of the Imagine Austin Comprehensive Plan. (Suggested date: December 1, 2022, Austin City Hall, 301 W. Second Street, Austin, Texas 78701.).

Strategic Outcome(s): Economic Opportunity and Affordability, Mobility, Health and the Environment, Culture and Lifelong Learning, Government that Works for All.

23. Set a public hearing to consider an ordinance amending City Code Chapters 25-2 and 25-11 to codify Historic Design Standards. (Suggested date and location: December 1, 2022, Austin City Hall, 301 W. Second Street, Austin, Texas 78701.).

Strategic Outcome(s): Government that Works for All.

24. Set a public hearing to consider an ordinance regarding site-specific amendments to City Code Chapter 25-8, Subchapter A, Article 13 (Save Our Springs Initiative), to address development related to the proposed Brodie Oaks PUD, C814-2021-0099, located within the Barton Springs Zone. (Suggested date: December 1, 2022, at Austin City Hall, 301 West Second Street, Austin, Texas.)

Strategic Outcome(s): Health & Environment; Safety; Economic Opportunity and Affordability.

Non-Consent

10:30 AM - Austin Housing and Finance Corporation Meeting

25. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://www.austintexas.gov/departments/city-council/2022/20221103-ahfc.htm>)

Public Hearings and Possible Actions

26. Conduct a public hearing to consider an ordinance creating Tax Increment Reinvestment Zone No. 20 for the Colony Park Sustainable Community to be located on 208 acres of City-owned property bordered on the south by a portion of Loyola Lane between Johnny Morris Road and Decker Lane, establishing a Board of Directors for the zone, and related matters.

Strategic Outcome(s): Government that Works for All, Economic Opportunity and Affordability, Mobility, Culture and Lifelong Learning.

12:00 PM - Public Communication: General

CAROLANNEROSE KENNEDY - BLACK CHRISTMAS

Klaus Schwab Jr - The World Economic Forum & the WHO & the United Nations haven't decided to end the pandemic. We have a lot more diseases planned. By the year 2030 we will have a techno-fascist dictatorship. www.WEF.org

Noah Schwartz - Shutting down right wing disinformation

Christopher Borgstede - Housing policy, its effects on homelessness, and the land use buffoonery that underpins everything folks say they're fighting.

12:00 PM - Live Music

Rabbi Misha ben-David

Executive Session

- 27. Discuss legal issues related to copyright matters (Private consultation with legal counsel - Section 551.071 of the Texas Government Code).

2:00 PM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

- 28. C14-2022-0069 - 8702 Cullen - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8702 Cullen Lane (Onion Creek Watershed). Applicant’s Request: To rezone from single family residence-standard lot (SF-2) district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: Beck REIT Holdings, I, LLC (Russ Becker); Sloan Houser Holdings, LLC (Sloan Houser). Agent: TDI Engineering, LLC (Carey Bresler). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

- 29. C14-2022-0077 - 220 Ralph Ablanedo Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 220 Ralph Ablanedo Drive (South Boggy Creek Watershed; Onion Creek Watershed). Applicant’s Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning and limited industrial services-conditional overlay (LI-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning, as amended. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning, with conditions. Owner/Applicant: KVG Investments, LLC (Kevin Goradia). Agent: Kimley-Horn (Amanda Brown). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

- 30. C14-2022-0086 - Merle Single Family - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4407 Merle Drive (Williamson Creek Watershed). Applicant’s Request: To rezone from limited office-neighborhood plan (LO-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Staff Recommendation: To grant family residence-neighborhood plan (SF-3-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on October 27, 2022. Owner/Applicant: Tyche Acquisitions Group, LLC (Nicholas Landis). Agent: Thrower Design, LLC (Victoria Haase). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 5

- 31. NPA-2022-0014.02 - Sage @ Franklin Park -Conduct a public hearing and approve an ordinance amending Ordinance No. 20021010-11, the Southeast Combined Neighborhood Plan (Southeast), an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known 4500 Nuckols Crossing (Williamson Creek Watershed) from Single Family to Multifamily Residential land use. Staff Recommendation and Planning Commission Recommendation: To grant Multifamily Residential land use. Owners /

Applicants: Austin Leased Housing Associates, V LLLP (Ryan Lunderby); Housing Authority of the City of Austin (Ron Kowal). Agent: Jackson Walker L.L.P. (Pamela Madere). City Staff: Maureen Meredith, 512-974-2695.

District(s): District 2

32. C14-2022-0088 - Sage @ Franklin Park - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4500 Nuckols Crossing Road (Williamson Creek Watershed). Applicant's Request: To rezone from single family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning, family residence-neighborhood plan (SF-3-NP) combining district zoning, multifamily residence-low density-neighborhood plan (MF-2-NP) combining district zoning and multifamily residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to multifamily residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Owners / Applicants: Austin Leased Housing Associates, V LLLP (Ryan Lunderby); Housing Authority of the City of Austin (Ron Kowal). Agent: Jackson Walker L.L.P. (Pamela Madere). City Staff: Wendy Rhoades, 512-974-7719.

District(s): District 2

33. C14-2021-0003 - South Lakeline Residential Mixed Use - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2610 ½ South Lakeline Boulevard (Buttercup Creek Watershed). Applicant's Request: To rezone from neighborhood commercial (LR) district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Owner/Applicant: Ozone Technology Inc. (Thomas J. Wolf, Jr.). Agent: Thrower Design (A. Ron Thrower). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 6

34. C14-2021-0189 - 4833 Spicewood Springs - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 4833 Spicewood Springs Road (Bull Creek Watershed). Applicant Request: To rezone from family residence (SF-3) district zoning to limited office (LO) district zoning, as amended. Staff Recommendation: To grant limited office-mixed use (LO-MU) combining district zoning. Zoning and Platting Commission Recommendation: To deny the rezoning. Owner/Applicant: Spicewood Canyon, LP (Juan Creixell). City Staff: Sherri Sirwaitis, 512-974-3057.

District(s): District 10

35. NPA-2019-0022.02- 305 S. Congress PUD - Approve second reading of an ordinance amending Ordinance No. 20050929-Z001 the Greater South River City Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 305 South Congress Avenue (Lady Bird Lake Watershed) from Industry to Mixed Use land use. First Reading approved Mixed Use land use on April 7, 2022. Vote: 10-0, Council Member Harper-Madison was off the dais. Owner/Applicant: Richard T. Suttle, Jr., Trustee. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff:

Jerry Rusthoven, Housing and Planning Department, 512-974-3207.

District(s): District 9

36. C814-89-0003.02 - 305 S. Congress - Approve second reading of an ordinance amending City Code Title 25 by rezoning property locally known as 305 South Congress Avenue (Lady Bird Lake Watershed). Applicant's Request: To rezone from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change conditions of zoning. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First Reading approved with additional conditions on April 7, 2022. Vote: 10-0, Council Member Harper-Madison was off the dais. Owner / Applicant: Richard T. Suttle, Jr., Trustee. Agent: Armbrust & Brown PLLC (Richard T. Suttle, Jr.). City Staff: Jerry Rusthoven, 512-974-3207.

District(s): District 9

37. NPA-2022-0028.01 - 11114 and 11206 Joseph Clayton Drive - Conduct a public hearing and approve an ordinance amending Ordinance No. 20110113-059, the Heritage Hills/Windsor Hills Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known (Walnut Creek Watershed) from Commercial to Mixed Use land use. Staff Recommendation and Planning Commission Recommendation: To grant Mixed Use land use. Owners/Applicants: Steve A. Stratton. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Maureen Meredith, 512-974-2695.

District(s): District 1

5:30 PM – Proclamations

Adjourn

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For assistance, please call 512-974-2210 or TTY users route through 711.

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.